IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.103 OF 2006

Mrs.Nita Prakash Jethva .. Applicant.
Vs.
Mr.Prakash Babubahi Jethva & Ors. .. Respondents.

Mr.Sanjay Bhatia for the applicant.
Mrs.M.M.Deshmukh A.P.P. for the State.
Mr.K.K.Tated i/b Sunanda R.Kumbhat for respondent nos.2 to 4.

CORAM : D.B.BHOSALE, J.

DATED : 10TH JULY, 2006

P.C.:

. Heard learned counsel for the applicant, learned A.P.P. for the State and learned counsel for respondent nos.2 to 4.

2. By this application, the applicant has impugned the order dated 27.12.2005 passed in the revision by the Additional Sessions Judge dismissing the revision in limine. In revision the applicant impugned the order dated 19.12.2005 passed by the learned Magistrate rejecting the application filed by the applicant under section 93 of the Code of Criminal Procedure. The application was, however, rejected holding that attachment of 'Stridhan' under section 498-A is not required inasmuch as the process under

section 406 of I.P.C. has not been issued. The applicant has other remedies available in law. Instead of exhausting those remedies the applicant is exhausting wrong remedies for attachment of ‘Stridhan’. I find no fault in the order passed by the learned Magistrate. The application is, accordingly, rejected.

(D.B.Bhosale, J.)